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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.7 OF 2007
IN
CRIMINAL WRIT PETITION NO.2103 OF 2006

Imtiyaz Ramjan Khan ... Applicant

Vs.

Dy. Inspector General of Prison,
Western Region, Pune & Ors. ... Respondents

Ms. Archana Khan for the applicant.

Mr. S.S. Pednekar, A.P.P. for the State.

CORAM : SMT. RANJANA DESAI &
ANOOP V. MOHTA, JJ.

DATED : 12TH JANUARY, 2007.

P.C.:-

1. On 13/10/2006, this court had granted the applicant's petition for furlough on the condition that the applicant shall not visit Thane District and report to the nearest police station once in a week. The furlough leave was granted for a period of 15 days. The learned counsel for the applicant informs us that the applicant availed the furlough leave on 30/12/2006. As per the order of this court, the applicant was to go back to jail on 14/1/2007. The learned counsel for the applicant states that on account of the circumstances detailed in the present application, the applicant will not be able to report by

tomorrow to the jail. By this application, he is seeking extension of furlough leave by six weeks. We have also heard Mr. Pednekar, the learned A.P.P. for the State. He states that the extension of furlough leave can only be considered by the Deputy Inspector General of Prison, Western Region, Pune, and the applicant should make an application to him. In the peculiar facts and circumstances of the case, we dispose of the application by passing the following order :

O R D E R

2. The furlough leave is extended by one week i.e. till 21/1/2007. The applicant shall make an application to the Deputy Inspector General of Prison, Western Region, Pune, for extension of furlough leave. On such application being made, the Deputy Inspector General of Prison, Western Region, Pune, will consider it independently and in accordance with law. Application is disposed of.

[SMT. RANJANA DESAI, J.]

[ANOOP V. MOHTA, J.]